The City of Langley has received a permit application for the following project.

Date of permit application: 12/5/2019    Date of determination of completeness: 1/3/2020

Date of notice of application: 1/3/2020    Comment due date: 1/17/2020

Agency Contact: Brigid Reynolds, Director of Community Planning, planning@langleywa.org, 360.221.4246 X26, PO Box 366, Langley WA, 98260

Agency File Number: SCUP19-001 and DRB19-015

Description of proposal: To install a 750-pound bronze sculpture (12ft long x 5ft wide x 5ft tall) to be located at the southerly part of Hladky/Whale Bell Park. The pedestal will be located approximately 6.5 ft from the sidewalk on First St and 12.2 ft from the building to the west (302 - 306 First St). The foundation is comprised of a 20 square foot, buried concrete pile cap with four 2-inch diameter pin piles and stainless-steel frame with a bronze pedestal.

Location of proposal: The sculpture is proposed to be located at Hladky/Whale Bell Park, on the Anthes Avenue right of way at First Street. See attached site plan.

Project Applicant: Nicole Foster, Davido Consulting Group, 206.523.0024 x144, nicole@degengr.com on behalf of the Langley Arts Fund.

SEPA Environmental Review: The City of Langley has reviewed the proposed project for probable adverse environmental impacts and expects to issue a Determination of Nonsignificance (DNS). This determination is based on the following findings and conclusions:

- The area of disturbance is small, approximately 25 square feet
- The weight of the sculpture is less than 1,000 pounds and low compared to the soils bearing capacity.
- The maximum height of the sculpture is 6 feet and the sculptures orientation is north/south. Therefore, views will not be impacted.
- The location has been selected to avoid the underground utilities and impacting the adjacent tree.
- The geotechnical report states the soils are suitable for the proposed development and the foundation design will mitigate for any slope stability risk.
- Materials used beneath the sculpture and over the foundation shall be comprised of materials used in public parks and play grounds.
Permit conditions include but not limited to:
- Incorporating the geotechnical report recommendations and requiring geotechnical engineer oversight during development activity
- Implementing sediment and erosion control measures and reuse of soils to the greatest amount possible
- Minimizing subgrade disturbance as much as possible

The optional DNS process in WAC 197-11-355 is being used. **This may be your only opportunity to comment on the environmental impacts of the proposed project.**

Agencies, tribes, and the public are encouraged to review and comment on the proposed project and its probable environmental impacts. **Comments must be submitted by the date noted above to** Brigid Reynolds, Director of Community Planning, planning@langleywa.org.

**Additional Conditions:** There are no additional mitigation requirements for this project beyond what is required by the Langley’s Municipal Code and Shoreline Master Plan regulations listed below.

**Required Permits:** The following local, state and federal permits/approvals are needed for the proposed project: Shoreline conditional use permit, Design Review Board review, building permit, right of way permit

This application will be presented to the Design Review Board at its meeting on January 22, 2020.

**Required Studies:** Draft geotechnical report prepared by Scott Palmer, dated October 16, 2019 and final report dated December 11, 2019; Arborists report prepared by Brian Erickson on November 5, 2019; Site survey prepared by TMI Land Surveying, dated January 2, 2020

**Existing Environmental Documents:** There are no known environmental documents.

**Preliminary determination of the development regulations that will be used for project mitigation and consistency:** Shoreline Master Plan Sections 4.2.2; 4.5.1; 4.8.1; 4.9.2; 4:10; Table 2; 5.4.2; 6.7.1; and 7.6.5. Langley Municipal Code Sections 16.20.045 and 18.36.

**Public Hearing** – The public hearing is scheduled for **February 13, 2020, 1:30 pm** in Council Chambers, Langley City Hall, 112 Second Street, Langley, WA

**Appeals:** May be made to the City of Langley, PO Box 366, Langley, WA 98260 no later than ten (10) days after final approval of the permits have been granted. Appeals must be submitted in writing. Contact the City of Langley about procedures for SEPA appeal.

**Date Issued:** 1/31/2020  
**Signature:**

**Note:** This SEPA determination does not constitute approval of the proposal. Approval of the proposal can only be made by the legislative or administrative body vested with that authority. The proposal is required to meet all applicable regulations.